

CLASSIFICATION OFFICE DECISION

Title of publication: Leticia (19)

Other known title(s): Not stated

OFLC ref: 2000108.049

Medium: Video File

Maker: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: The District Court at Auckland

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| Classification: | Unrestricted. |
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 13 May 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

| | Components | Running time |
|----------------------------|--------------|--------------|
| Timed component(s): | Leticia (19) | 2:14 |
| Total running time: | | 2:14 |

Summary of reasons for decision:

The video depicts a fully clothed young girl dancing provocatively with her underwear pushed between her buttocks. One reading of the video is that it sexualises its young subject and is therefore mildly exploitative of her. However, other more innocent readings are available and in this case it would be unreasonable to conclude that the video is unequivocally exploitative. Therefore the video does not reach the high threshold required to even tend to promote or support the exploitation of children for sexual purposes. The unrestricted availability of the video is unlikely to be injurious to the public good. Although the video may be regarded as inappropriate by some, primarily because of the way the girl's underwear is arranged and the camera's occasional focus on her buttocks as she dances, it is not overtly sexual. The video does not depict sexual activity or sexualised nudity and

therefore a restriction on its availability is unwarranted. The unrestricted classification places no limitation on the right to freedom of expression provided by the New Zealand Bill of Rights Act 1990.